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5  
Attorney for Defendant  
6 JAMES L. NOVAK  
7

8 IN THE UNITED STATES DISTRICT COURT  
9 FOR THE EASTERN DISTRICT OF CALIFORNIA  
10

11 UNITED STATES OF AMERICA,

12 Plaintiff,

13 vs.

14 JAMES L. NOVAK,

15 Defendant.  
16

Case 1:20-mj-00077-SAB

**CONSENT TO APPEAR BY  
TELEPHONE**

17 I, James L. Novak, understand that under the Federal Rules of Criminal Procedure and the  
18 United States Constitution, I have a right to be present in open court for my status hearing in this  
19 case. After consulting with my attorney, Assistant Federal Defender Matthew Lemke, I hereby  
20 consent to appear by telephone for the hearing currently set for November 19, 2020.  
21

22 Dated: November 18, 2020

/s/ Matthew Lemke  
MATTHEW LEMKE  
Assistant Federal Defender  
Attorney for Defendant  
JAMES L. NOVAK

23  
24  
25  
26 Dated: November 18, 2020

/s/ James L. Novak  
JAMES L. NOVAK  
Defendant  
27  
28

**ORDER**

IT IS HEREBY ORDERED that pursuant to the CARES Act and Fed. R. Crim. P. 43, James L. Novak is permitted to appear by telephone for the status hearing scheduled to take place on November 19, 2020.

IT IS SO ORDERED.

Dated: **November 18, 2020**



UNITED STATES MAGISTRATE JUDGE